IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 28TH FEBRUARY 2007 / 9TH PHALGUNA 1928

OP.No. 14606 of 1998(L)

PETITIONER:

SR. ROSELLA (PROVINCIAL SUPERIOR)
MANAGER, ST.TERESA'S COLLEGE,
ERNAKULAM.

BY ADV. SRI.K.GEORGE VARGHESE KANNANTHANAM
SRI.TONY GEORGE KANNANTHANAM

RESPONDENTS:
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1. THE MAHATMA GANDHI UNIVERSITY,
REPRESENTED BY ITS REGISTRAR,
PRIYADARSHINI HILLS, KOTTAYAM.

2. GOVERNMENT OF KERALA, represented
BY THE SECRETARY TO GOVERNMENT,
HIGHER EDUCATION (B) DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

3. THE REGISTRAR,
MAHATMA GANDHI UNIVERSITY,
PRIYADARSHINI HILLS, KOTTAYAM.

4. THE UNIVERSITY GRANTS COMMISSION,
REPRESENTED BY ITS SECRETARY,
BAHADURSHAH ZAFAR MARG, NEW DELHI – 110 002.

BY ADV. SRI.V.A.MUHAMMED, SC,M.G.UTY.
SRI.P.HARIDAS, ADDL.CGSC
SRI.GEORGE C.P.THARAKAN
GOVERNMENT PLEADER

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 28/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P.No. 14606/98

ORDER ON CMP NO.25829/98 IN O.P.No. 14606/98

DISMISSED.

28/02/2007 (C.N.RAMACHANDRAN NAIR, JUDGE)

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1 COPY OF LETTER NO.AC.A1/1/UGC/95/96 DATED 17/07/1998 ADDRESSED TO THE 2ND PETITIONER BY THE 3RD RESPONDENT.

EXT.P2 COPY OF LETTER NO.L NO.433/98 DATED 23/07/1998 SENT BY THE 2ND PETIITONER TO THE VICE CHANCELLOR OF THE 1ST RESPONDENT UNIVERSITY.

EXT.P3 COPY OF THE SECTION VI OF THE REPORT SUBMITTED BY THE COMMITTEE CONSTITUTED BY THE UGC REGARDING SELECTION OF INSTITUTIONS FOR VOCATIONAL SUBJECTS.

EXT.P4 COPY OF LETTER NO.778/94 DATED 14/12/94 SENT TO THE DIRECTOR, COLLEGE DEVELOPMENT COUNCIL, M.G.UNIVERSITY BY THE 2ND PETITIONER.

EXT.P4(a) COPY OF PROPOSAL SUBMITTED BY THE PETITIONER'S COLLEGE ALONG WITH EXT.P4.

EXT.P5 COPY OF LETTER DATED 19/04/1995 (NO.D.O. NO.F.1-1/94(ve) ADDRESSED TO THE 2ND PETITIONER FROM THE OFFICE OF THE 4TH RESPONDENT.

EXT.P6 COPY OF PROFORMA FOR INTERVIEW FOR UGC SCHEME FOR VOCATIONALISATION OF FIRST DEGREE EDUCATION, APPENDED TO EXT.P5

EXT.P7 COPY OF LETTER NO UGC.1.95(VE) DATED 22/06/95 ADDRESSED TO THE 2ND PETITIOENR FROM THE OFFICE OF THE 4TH RESPONDENT.

EXT.P8 COPY OF ANNEXURE – I APPENDED TO EXT.P7, VIZ. NORMS FOR UGC SUPPORT FOR EACH VOCATIONAL SUBJECT AT THE FIRST DEGREE LEVEL.

EXT.P9 COPY OF ANNEXURE – II APPENDED TO EXT.P7 VIZ. INFORMATION TO BE FURNISHED by the INSTITUTION TO THE UGC.

EXT.P10 COPY OF ANNEXURE – III APPENDED TO EXT.P7 VIZ. TERMS AND CONDITIONS FOR UGC ASSISTANCE FOR INTRODUCTION OF VOCATIONAL COURSE AQT THE FIRST DEGREE LEVEL.\

EXT.P11 COPY OF LETTER NO. F-1-2/95 (FD-III) DATED 26/07/1995 FROM THE OFFICE OF THE 4TH RESPONDENT ADDRESSED TO THE 2ND PETITIONER.

EXT.P12 COPY OF THE ORDER NO.UO.NO. AC.A1/1/AFFN/2291/95 DATED 18/9/95 OF THE ACADEMIC AI SECTION OF THE 1ST RESPONDENT.

EXT.P13 COPY OF ORDER NO.U.O. NO.AC.A1/2/AFFN/2291/95 DATED 26/10/1995 OF THE ACADEMIC AI SECTION OF THE 1ST RESPONDENT.

EXT.P14 COPY OF ORDER NO.U.O.NO.AC.AIII/2/1247/97 DATED 10/02/98 OF THE ACADEMIC AIII SECTION OF THE 1ST RESPONDENT.

EXT.P15 COPY OF G.O.(RT.) NO,1483/95/H.EDN. DATED 28/10/95 OF THE HIGHER EDUCATION (B) DEPARTMENT.

EXT.P16 COPY OF RESOLUTION OF THE MEETING OF THE SYNDICATE OF THE 1ST RESPONDENT UNIVERSITY HELD ON 16/06/1998.

// TRUE COPY //

PA TO JUDGE

jg

C.N.RAMACHANDRAN NAIR, J.

O.P. No. 14606 of 1998 L

Dated, this the 28th day of February, 2007

J U D G M E N T

This original petition was filed for continuing the courses sanctioned by the UGC with their assistance. Learned counsel for the UGC submitted that UGC has withdrawn the assistance and petitioner was allowed to continue the courses at their cost. I do not think any further orders are required at this distance of time. The petitioners are allowed to continue the courses without taking any grant from UGC or from University or from Government under interim orders of this Court dated 20/08/2004. I do not think respondents can have any objection in petitioner is continuing the courses at their own cost. In the circumstance, this original petition is closed leaving freedom to the petitioner to continue the present courses, if the Rule permits but without claiming any grant from UGC or Govt. which only is opposed by them.

(C.N.RAMACHANDRAN NAIR, JUDGE.)

jg